

Attorney's Docket No.: 41016 E-013



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H 3  
Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for:

Vasilik et al.

Application No.: 10/082,795

Filed: February 22, 2002

For: ITERATIVE SOFTWARE  
DEVELOPMENT  
ENVIRONMENT WITH  
PRIORITYZED BUILD RULES

Examiner: Not yet assigned

Art Group: 2122

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed Commissioner for Patents, Washington, DC 20231 on:

Date of Deposit: MAY 20, 2002

Name of Person Mailing: Michelle Turner

Signature: Michelle Turner Date: 5/20/02

Box MISSING PARTS  
Commissioner for Patents  
Washington, DC 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION (FILING DATE GRANTED)**

Sir:

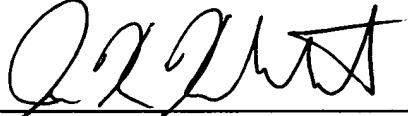
Enclosed for filing in the above-referenced patent application in response to the Notice to File Missing Parts of Nonprovisional Application dated May 18, 2002 are the following:

- (1) A check in the amount of \$1,242.00 in payment of the basic filing fee (37 CFR 1.27), additional claims fee, and late filing fee, oath or declaration surcharge (37 CFR 1.16(e));
- (2) A duly executed Combined Declaration and Power of Attorney; and
- (3) A copy of the Notice to File Missing Parts.

The Commissioner is hereby authorized to charge shortages or credit overpayments to Deposit Account No. 501569. A Fee Transmittal is enclosed in duplicate for fee processing purposes.

Respectfully submitted,  
COLUMBIA IP LAW GROUP, PC

Dated: 5/20, 2002

  
\_\_\_\_\_  
Jason K. Klindworth  
Registration No. 47,211

10260 SW Greenburg Road, Suite 820  
Portland, Oregon 97223  
Telephone: 503-595-2800



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Please type a plus sign (+) inside this box →

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

14

Application Number

10/082,795

Filing Date

February 22, 2002

First Named Inventor

Kenneth Eric Vasilik

Group Art Unit

2122

Examiner Name

Not yet assigned

Attorney Docket Number

41016.P013

### ENCLOSURES

(check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1. Return Receipt Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	2. Signed Declaration/POA (7 pages)
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	3. Copy of Notice to File Missing Parts (1 page)
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		4. Check #05986 for \$1,242.00 for Missing Parts Fee
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Jason K. Klindtworth, Reg. No. 47,211  
COLUMBIA IP LAW GROUP, PC

Signature

Date

May 20, 2002

### CERTIFICATE OF MAILING

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Typed or printed name

Michelle J. Turner

Signature

Date 05/20/2002

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PTO/SB/17 (10-01)

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## **FEE TRANSMITTAL for FY 2002**

Patent fees are subject to annual revision.

<b>TOTAL AMOUNT OF PAYMENT</b>	(\$ ) <b>\$1,242.00</b>
--------------------------------	-------------------------

### **Complaint Known**

Application Number	10/082,795
Filing Date	February 22, 2002
First Named Inventor	Kenneth Eric Vasilik
Examiner Name	Not yet assigned
Group Art Unit	2122
Attorney Docket No.	41016.P013

### **METHOD OF PAYMENT**

1.  The Commissioner is hereby authorized to charge my deposit account or credit any overpayments to:

Deposit Account Number	501569
Deposit Account Name	Columbia IP Law Group, PC

Charge Any Additional Fee Required  
Under 37 CFR 1.16 and 1.17  
 Applicant claims small entity status.  
See 37 CFR 1.27

2.  Payment Enclosed:

Check  Credit Card  Money Order  Other

### **FEE CALCULATION**

#### **1. BASIC FILING FEE**

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	740.00		
106	330	206	165	Design filing fee			
107	510	207	255	Plant filing fee			
108	740	208	370	Reissue filing fee			
114	760	214	80	Provisional filing fee			
<b>SUBTOTAL (1)</b>		<b>(\$ ) 740.00</b>					

#### **2. EXTRA CLAIM FEES**

	Extra Claims	Fee from below	Fee Paid
Total Claims	36	-20** = 16 X 18.00	= 288.00
Independent Claims	4	-3** = 1 X 84.00	= 84.00
Multiple Dependent			

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	
103	18	203	9	Claims in Excess of 20			
102	84	202	42	Independent claims in excess of 3			
104	280	204	140	Multiple dependent claim, if not paid			
109	84	209	42	** Reissue independent claims over original patent			
110	18	210	9	** Reissue claims in excess of 20 and over original patent			
<b>SUBTOTAL (2)</b>		<b>(\$ ) 372.00</b>					

\*\*or number previously paid, if greater; For Reissues, see above

### **FEE CALCULATION (continued)**

#### **3. ADDITIONAL FEES**

Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	130.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination or a design application	
Other fee (specify) _____					
*Reduced by Basic Filing Fee Paid					<b>SUBTOTAL (3) (\$ ) 130.00</b>

<b>SUBMITTED BY</b>		<b>Complete (if applicable)</b>		
Name (Print/Type)	Jason K. Klindworth	Registration No. (Attorney/Agent)	47,211	Telephone 503-595-2800
Signature			Date	May 20, 2002

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## UNITED STATES PATENT AND TRADEMARKS OFFICE

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UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.govPage 1 of 1  
3

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/082,795	02/22/2002	Kenneth Eric Vasilik	41016.P013

## CONFIRMATION NO. 2045

## FORMALITIES LETTER



OC000000007662593\*

000025943  
COLUMBIA IP LAW GROUP, PC  
10260 SW GREENBURG ROAD  
SUITE 820  
PORTLAND, OR 97223

Date Mailed: 03/18/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

06/06/2002 SMINASS1 00000023 10082795

01 FC:101	740.00 OP
02 FC:103	288.00 OP
03 FC:102	84.00 OP
04 FC:105	130.00 OP

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$372.
  - \$288 for 16 total claims over 20.
  - \$84 for 1 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1242.

*A copy of this notice MUST be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE